

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

NICHOLAS CHENIER

Defendant.

**8:19CR30**

**ORDER**

This matter is before the court on the defendant's unopposed Motion and Amended Motion to Continue Trial [34] and [35]. Counsel informs the court that he is unavailable for trial at the previously scheduled time. For good cause shown,

**IT IS ORDERED** that the Defendant's unopposed Motion and Amended Motion to Continue Trial [69] are granted as follows:

1. The jury trial, now set for September 10, 2019, is continued to **October 8, 2019**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and October 8, 2019** shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

Dated this 30<sup>th</sup> day of August 2019.

BY THE COURT:

s/Susan M. Bazis  
United States Magistrate Judge